

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2008-026970

06/06/2012

HONORABLE MICHAEL J. HERROD

CLERK OF THE COURT
M. Sahli
Deputy

MARVIN L ERICKSON, et al.

DAN M DURRANT

v.

PAUL D MCKERNAN, et al.

LEO R BEUS

MINUTE ENTRY

9:25 a.m. Trial to a Jury continues from June 5, 2012. Plaintiffs are present with counsel, Thomas Connelly. Defendants are present with counsel, Dan Durrant. The jury is not present.

Court reporter, Amy Stewart is present and a record of the proceedings is made by audio and/or videotape.

The Court has considered the exhibits objected to by Defendant and enters the following ruling:

Plaintiffs' exhibit 47 is excluded under Rule 403

Plaintiffs' exhibits 49, 51, 52, 55, 56, and 87 are excluded under Rule 408.

This ruling is without prejudice subject to appropriate testimony and foundation during the course of the trial to establish other grounds for admission as exception to Rule 408.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2008-026970

06/06/2012

9:30 a.m. The jury is now present.

Damian Bass resumes the stand and testifies further.

10:40 a.m. Court stands at recess.

10:59 a.m. Court reconvenes with respective parties and counsel present. The jury is not present.

Court reporter, Amy Stewart is present and a record of the proceedings is made by audio and/or videotape.

Court and counsel discuss some juror concerns.

11:00 a.m. The jury is now present.

The witness resumes the stand and testifies further.

FILED: Deposition of Damian J. Bass, M.D. taken April 13, 2010

11:58 a.m. Court stands at recess.

1:30 p.m. Court reconvenes with respective parties and counsel present. The jury is present.

Court reporter, Amy Stewart is present and a record of the proceedings is made by audio and/or videotape.

The witness resumes the stand and testifies further.

The witness is excused.

2:18 p.m. Court stands at recess.

2:45 p.m. Court reconvenes with respective parties and counsel present. The jury is present.

Court reporter, Amy Stewart is present and a record of the proceedings is made by audio and/or videotape.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2008-026970

06/06/2012

William Greenfield is sworn and testifies.

3:56 p.m. Court stands at recess.

4:07 p.m. Court reconvenes with respective parties and counsel present. The jury is present.

Court reporter, Amy Stewart is present and a record of the proceedings is made by audio and/or videotape.

The witness resumes the stand and testifies further.

The witness is excused.

4:40 p.m. Court stands at recess until 9:00 a.m. on June 7, 2012.

ALERT: The Arizona Supreme Court Administrative Order 2011-140 directs the Clerk's Office not to accept paper filings from attorneys in civil cases. Civil cases must still be initiated on paper; however, subsequent documents must be eFiled through AZTurboCourt unless an exception defined in the Administrative Order applies.